

***[NO MINUTES WERE GENERATED FOR
THURSDAY & FRIDAY, NOVEMBER 24 & 25, 2011,
IN OBSERVANCE OF THANKSGIVING DAY.]***

2267

**SUPREME COURT MINUTES
MONDAY, NOVEMBER 28, 2011
SAN FRANCISCO, CALIFORNIA**

S042660

**PEOPLE v. DEMENT
(RONNIE DALE)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Chin, J.

-- joined by Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Corrigan, and Liu, JJ.

S192644 A124392 First Appellate District, Div. 4

**PEOPLE v. BELTRAN (TARE
NICHOLAS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief is extended to December 21, 2011.

No further extensions are contemplated.

S193493 H034826 Sixth Appellate District

**CEJA (NANCY) v. RUDOLPH
& SLETTEN, INC./(CEJA)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to January 4, 2011.

S195852 B212966/B214470 Second Appellate District, Div. 1 **TODAY'S FRESH START,
INC. v. LOS ANGELES
COUNTY OFFICE OF
EDUCATION**

Extension of time granted

On application of appellant, Today's Fresh Start, Inc., and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to December 28, 2011.

S191240 H032866 Sixth Appellate District**PEOPLE v. GONZALES
(RAMIRO)**

Order filed

The application filed November 21, 2011, by respondent requesting permission to file a late reply brief on the merits, is hereby granted.

S196453**CASTANEDA ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CARLOS EDUARDO CASTANEDA, State Bar Number 140786, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

CARLOS EDUARDO CASTANEDA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196455**COX ON DISCIPLINE**

Recommended discipline imposed

The court orders that CYNTHIA LESLIE COX, State Bar Number 168112, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. CYNTHIA LESLIE COX is suspended from the practice of law for the first six months of probation;
2. CYNTHIA LESLIE COX must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 4, 2011; and
3. At the expiration of the period of probation, if CYNTHIA LESLIE COX has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

CYNTHIA LESLIE COX must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196456**MATA ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RICHARD ANTHONY MATA, State Bar Number 162513, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys. RICHARD ANTHONY MATA must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196459**OH ON DISCIPLINE**

Recommended discipline imposed

The court orders that SUNG IL OH, State Bar Number 201634, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. SUNG IL OH is suspended from the practice of law for the first 90 days of probation;
2. SUNG IL OH must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 4, 2011; and
3. At the expiration of the period of probation, if SUNG IL OH has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

SUNG IL OH must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

SUNG IL OH must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If SUNG IL OH fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S196460**ROSE ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARK IRA ROSE, State Bar Number 62557, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MARK IRA ROSE must also comply with California Rules of Court, rule 9.20, and perform the

acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196461**WATTOFF ON DISCIPLINE**

Recommended discipline imposed

The court orders that MATHEW PAUL WATTOFF, State Bar Number 158442, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MATHEW PAUL WATTOFF must make restitution as recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 2, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

MATHEW PAUL WATTOFF must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196474**AULIS ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that RYAN CHRISTOPHER AULIS, State Bar Number 257276, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

RYAN CHRISTOPHER AULIS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196475**BROWN ON DISCIPLINE**

Recommended discipline imposed

The court orders that MARK STEVEN BROWN, State Bar Number 225511, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. MARK STEVEN BROWN is suspended from the practice of law for a minimum of the first six months of probation, and he will remain suspended until the following requirements are satisfied:

- i. He makes restitution to Kevin Schrum in the amount of \$5,000.00 plus 10 percent interest per year from May 18, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Kevin Schrum, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. He makes restitution to Dorothy La Morte in the amount of \$2,500.00 plus 10 percent interest per year from June 15, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Dorothy La Morte, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles.
2. If MARK STEVEN BROWN is actually suspended for two years or more, he must remain actually suspended until he provides proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
3. MARK STEVEN BROWN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 26, 2011.
4. At the expiration of the period of probation, if MARK STEVEN BROWN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MARK STEVEN BROWN must also take and pass the Multistate Professional Responsibility Examination within one year or during the period of his actual suspension, whichever is longer, and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

MARK STEVEN BROWN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If MARK STEVEN BROWN fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S196476

**BUJKOVSKY ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that GUSTAV GEORGE BUJKOVSKY, State Bar Number 47528, is summarily disbarred from the practice of law and that his name is stricken from the roll of attorneys.

GUSTAV GEORGE BUJKOVSKY must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196478**DUSKIS ON DISCIPLINE**

Recommended discipline imposed

The court orders that ROBERT IRVING DUSKIS, State Bar Number 50438, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. ROBERT IRVING DUSKIS is suspended from the practice of law for the first 90 days of probation;
2. ROBERT IRVING DUSKIS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 29, 2011; and
3. At the expiration of the period of probation, if ROBERT IRVING DUSKIS has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

ROBERT IRVING DUSKIS must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ROBERT IRVING DUSKIS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If ROBERT IRVING DUSKIS fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S196480**GARD ON DISCIPLINE**

Recommended discipline imposed

The court orders that BRIAN DINSMORE GARD, State Bar Number 118457, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. BRIAN DINSMORE GARD must comply with the conditions of probation recommended by

the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 27, 2011; and

2. At the expiration of the period of probation, if BRIAN DINSMORE GARD has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

BRIAN DINSMORE GARD must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196481**KUCSAN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MICHAEL STEPHEN KUCSAN, State Bar Number 187828, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MICHAEL STEPHEN KUCSAN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S196482**LEWIS-GONZALES ON
DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that SHELLI JO LEWIS-GONZALES, State Bar Number 170161, is summarily disbarred from the practice of law and that her name is stricken from the roll of attorneys.

SHELLI JO LEWIS-GONZALES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S198140**HEFLIN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of MARY LOUISE HEFLIN, State Bar Number 80174, as a member of the State Bar of California is accepted.

MARY LOUISE HEFLIN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S198141**POCAN ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of LUCINDA CAROL POCAN, State Bar Number 73447, as a member of the State Bar of California is accepted.

LUCINDA CAROL POCAN must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S198143**POSTER ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of KIM POSTER, State Bar Number 136918, as a member of the State Bar of California is accepted.

KIM POSTER must also comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

B227907

Second Appellate District, Div. 2

**O'BRIEN (DEBRA) v.
RAZOUK (HANSA SALIM)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Two to Division One.

B228128

Second Appellate District, Div. 1

**VEGA (LIRIO) v. GORADIA
(YOGESH)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division One to Division Two.